

## REMARKS

Claim 1 *inter alia* calls for "a rate control unit to adjust a bit rate of an output from said compression block, using quantization data from said decoder." Thus, the claim does not merely call for using quantization data from the decoder, but it calls for using that to adjust a bit rate of an output of the impression block. That is, it does not call for using quantization data for any purpose, but specifically calls for using it for the purpose claimed, which is adjusting a bit rate of the output from a compression block. Moreover, it specifically calls for using that data "from said decoder."

Neither of these identified limitations is done in the cited Nakajima reference. Nakajima is explicit that he lowers the bit rate "without decoding to obtain reconstruction picture." See the first line of Nakajima's abstract. Thus, it is evident that Nakajima includes no decoder and, therefore, cannot fill in the element missing in the cited reference to Moroney.

Moreover, Nakajima is not even dealing with adjusting a bit rate of a compression block. There is nothing that suggests that he uses quantization data from anywhere to adjust the bit rate of the output from a compression block.

In sum, merely using quantization data is not enough to meet the claimed limitations and, therefore, reconsideration is respectfully requested.

Respectfully submitted,

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Timothy N. Troup, Reg. No. 28,994  
TROP, PRUNER & HU, P.C.  
1616 South Voss Road, Suite 750  
Houston, TX 77057-2631  
713/468-8880 [Phone]  
713/468-8883 [Fax]